### EXECUTIVE SUMMARY - ENFORCEMENT MATTER

Page 1 of 3

**DOCKET NO.:** 2007-2044-AIR-E **TCEQ ID:** RN100216035 **CASE NO.:** 35140

RESPONDENT NAME: E. I. du Pont de Nemours and Company

ORDER TYPE:		
X 1660 AGREED ORDER	FINDINGS AGREED ORDER	FINDINGS ORDER FOLLOWING SOAH HEARING
FINDINGS DEFAULT ORDER	_SHUTDOWN ORDER	IMMINENT AND SUBSTANTIAL ENDANGERMENT ORDER
AMENDED ORDER	EMERGENCY ORDER	
CASE TYPE:		
<u>X</u> AIR	MULTI-MEDIA (check all that apply)	INDUSTRIAL AND HAZARDOUS WASTE
PUBLIC WATER SUPPLY	PETROLEUM STORAGE TANKS	OCCUPATIONAL CERTIFICATION
WATER QUALITY	SEWAGE SLUDGE	UNDERGROUND INJECTION CONTROL
MUNICIPAL SOLID WASTE	RADIOACTIVE WASTE	DRY CLEANER REGISTRATION
TYPE OF OPERATION: Chemical plant  SMALL BUSINESS:YesX  OTHER SIGNIFICANT MATTERS: Ther facility location.  INTERESTED PARTIES: No one other that COMMENTS RECEIVED: The Texas Reg  CONTACTS AND MAILING LIST:	re are no complaints. There is no record of additional and the ED and the Respondent has expressed an interister comment period expired on June 2, 2008. No one: None  The Mr. Aaron Houston, Enforcement Division, Enforcement	al pending enforcement actions regarding this rest in this matter.  comments were received.  cement Team 5, MC R-10, (409) 899-8784;  company, P.O. Box 3269, Beaumont, Texas

# **RESPONDENT NAME:** E. I. du Pont de Nemours and Company **DOCKET NO.:** 2007-2044-AIR-E

#### VIOLATION SUMMARY CHART:

VIOLATION INFORMATION	PENALTY CONSIDERATIONS	CORRECTIVE ACTIONS TAKEN/REQUIRED 0681 Z
Type of Investigation:	Total Assessed: \$30,625	Corrective Actions Taken:
Complaint		
_ Routine	Total Deferred: \$6,125	The Executive Director recognizes that the
Enforcement Follow-up	X Expedited Settlement	Respondent transferred operational contro
X Records Review		of the Plant to Lucite International, Inc. or
	Financial Inability to Pay	December 1, 2005, and ownership of the
Date(s) of Complaints Relating to this		Plant to Lucite International, Inc. on
Case: None	SEP Conditional Offset: \$0	March 30, 2007.
Date of Investigation Relating to this Case: November 5, 2007	Total Paid to General Revenue: \$24,500	
	Site Compliance History Classification	
Date of NOV/NOE Relating to this Case:	High X Average Poor	
December 14, 2007 (NOE)		· · · · · · · · · · · · · · · · · · ·
Package and Eagler This	Person Compliance History Classification	Safety Control
Background Facts: This was a record review.	High X Average Poor	
Teview.	Major Source: X Yes No	
AIR		
	Applicable Penalty Policy: September 2002	· · · · · · · · · · · · · · · · · · ·
1) Failed to maintain minimum water flow		
rate to scrubber ACR/ABS61. The required		
operating water flow was determined to be		w experience
2,440 pounds per hour ("lbs/hr"). From April 24, 2005 through July 22, 2005, water		
flow to scrubber fell below the required		And the second s
operating parameter of 2,440 lbs/hr for 103		
hours, and from October 14, 2005 through		
November 16, 2005 for 7 hours [30 Tex.	. (4)	
ADMIN. CODE §§ 113.120, 115.112(a)(1),		
116.115(c), and 122.143(4), TEX. HEALTH &	The state of the s	Marie Carlos de la Carlos de C
SAFETY CODE § 382.085(b), 40 CODE of		
FEDERAL REGULATIONS ("CFR") §		
63.120(d)(5), and Federal Operating Permit		Market and the control of the contro
("FOP") O-01960, General Terms and		
Conditions ("GTC"), Special Conditions		<ul> <li>A control of the production of the</li></ul>
("SC") 1A, 1B, 4, and 19, New Source		
Review ("NSR") Permit 1743, SC 2, and 10].		and the state of t
2) Failed to maintain minimum water flow		A Section of the Control of the Cont
rate to scrubber ACR/ABS156. The required		
operating water flow was determined to be		
9,026 lbs/hr. From July 2 through July 22,		
2005, water flow to scrubber fell below the		
required operating parameter of 9,026 lbs/hr		
for 24 hours, and from October 15, 2005		
through November 17, 2005, for 6 hours [30		
Tex. Admin. Code §§ 113.120,	·	
115.112(a)(1), 116.115(c), and 122.143(4),		
Tex. Health & Safety Code § 382.085(b),		
40 CFR § 63.120(d)(5), and FOP O-01960, GTC, SC 1A, 1E, 4, and 19, NSR Permit		
1743, SC 2, and 10].		·
17-13, 50 2, and 10].	·	

## RESPONDENT NAME: E. I. du Pont de Nemours and Company DOCKET NO.: 2007-2044-AIR-E

3) Failed to maintain minimum water flow rate to scrubber ACR/ABS159. The required operating water flow was determined to be 1,302 lbs/hr. From July 19 through July 20, 2005, water flow to scrubber fell below the required operating parameter of 1,302 lbs/hr for 2 hours, and from October 13 through October 14, 2005, for 4 hours [30 Tex. ADMIN. CODE §§ 113.120, 115.112(a)(1), 116.115(c), and 122.143(4), Tex. Health & SAFETY CODE § 382.085(b), 40 CFR § 63.120(d)(5), and FOP O-01960, GTC, SC 1A, 1E, 4, and 19, NSR Permit 1743, SC 2, and 10].

4) Failed to maintain minimum water flow rate to scrubber ACR/ABS216. The required

4) Failed to maintain minimum water flow rate to scrubber ACR/ABS216. The required operating water flow was determined to be 2,000 lbs/hr. From July 18 through July 19, 2005, water flow to scrubber fell below the required operating parameter of 2,000 lbs/hr for 11 hours [30 Tex. ADMIN. CODE §§ 113.120, 115.112(a)(1), 116.115(c), and 122.143(4), Tex. Health & Safety Code § 382.085(b), 40 CFR § 63.120(d)(5), and FOP O-01960, GTC, SC 1A, 1E, 4, and 19, NSR Permit 1743, SC 2, and 10].

5) Failed to submit a semi-annual deviation report for the period of September 22, 2005 through October 10, 2005 within 30 days after the end of the reporting period [30 Tex. ADMIN. CODE §§ 122.143(4), and 122.145(2)(c), Tex. HEALTH & SAFETY CODE § 382.085(b), and FOP O-01950, GTC, and SC 2F].

Additional ID No(s).: JE0033C

Policy Revision 2 (Septe	Penalty Calculation	n Worksheet (P	CW)  PCW Revision Nov	ember 6, 2007
TCEQ				
DATES Assigned PCW	17-Dec-2007       7-Jan-2008       Screening       20-Dec-2007	<b>EPA Due</b> 14-Oct-2008		
RESPONDENT/FACILITY I	NFORMATION			
Respondent	E. I. du Pont de Nemours and Company	Name and the second sec		]
Reg. Ent. Ref. No. F Facility/Site Region 1		Major/Minor Source	Major	-
racility/Site Region[]	0-beaumont	wajor/willior Source	INAJOI	<b></b>
CASE INFORMATION	<u> </u>		12.323	
Enf./Case ID No.	35140 B 5	No. of Violations Order Type		-
Media Program(s)	2007-2044-AIR-E Air	Enf. Coordinator		-
Multi-Media			Enforcement Team 5	]
Admin. Penalty \$ Lī	imit Minimum \$0 Maximum	\$10,000		
	Danalti Calavila	tion Continu		
	Penalty Calcula		and appear to the	
TOTAL BASE PENAL	TY (Sum of violation base penaltie	<b>S)</b>	Subtotal 1	\$12,500
AD HISTMENTS (+/ \ )	FO CURTOTAL ASSOCIATION		overus nament mågd	
ADJUSTMENTS (+/-) 7 Subtotals 2-7 are obtained	ed by multiplying the Total Base Penalty (Subtotal 1) by	the indicated percentage.	The state designed in the control of the SAS	
Compliance Histor		Enhancement Subt	otals 2, 3, & 7	\$18,125
	Penalty enhancement due to: thirty (30) NC	Vs for unrelated violations		edoc customare
Notes	including twenty-four (24) self-reported vice	olations, three (3) Agreed		
Notes	Orders containing a denial of liability, and on		* .	
	denial of liability.	and the second s	]	2000
 Culpability	No ]	Enhancement	Subtotal 4	\$0
Culpability	NO paradigue a laure de la Company	Limancement	1	
Notes	The Respondent does not meet the	culpability criteria.		2000
			il. Na la regionale de la compania de l	
Good Faith Effort		Reduction	Subtotal 5	\$0
Extraordinary	Before NOV NOV to EDPRP/Settlement Offer	•		0000
Ordinary				00 m
N/A	X (mark with x)		<b>-</b>	
Notes	The Respondent does not meet the	good faith criteria.		
			1	A CONTRACTOR
The Committee of the Co	0%	Enhancement*	Subtotal 6	\$0
		at the Total EB \$ Amount		
Approx. C	cost of Compliance \$4,500			
SUM OF SUBTOTALS	<b>1-7</b>		Final Subtotal	\$30,625
	<ul> <li>The office of the property of the</li></ul>		X - X against .	
	JUSTICE MAY REQUIRE	0%	Adjustment	\$0
Reduces or enhances the Final Su	btotal by the indicated percentage.	and the second s	7	
Notes				
110.00				
	A STATE OF THE STA	Final Pe	nalty Amount	\$30,625
A-1411-A-17	DUIGHTAIT	tara galawiji na 💷 💖		\$20 G2E
STATUTORY LIMIT A	DJUSTMENT	Final Asse	essed Penalty	\$30,625
DEEEDDAL		20% Reduction	Adjustment	-\$6,125
DEFERRAL Reduces the Final Assessed Pena	lty by the indicted percentage. <i>(Enter number only; e.g</i>			70,.20
Notes	Deferral offered for expedited	d settlement.		opor year
	Control of the Contro		_	OMINITARY
PAYABLE PENALTY			volunte pro se tra di constitui di la constitui di constita di constitui di constitui di constitui di constitui di constit	\$24,500
I A LADLL FERMELL			<ul> <li>Control of the Control of the Religion</li> </ul>	

Screening Date 20-Dec-2007

Docket No. 2007-2044-AIR-E

PCW

Respondent E. I. du Pont de Nemours and Company Case ID No. 35140

Policy Revision 2 (September 2002) PCW Revision November 6, 2007

Reg. Ent. Reference No. RN100216035

	Compliance History Worksheet	e da la seria de Para. Notas de la seria de Para de la seria	
		nter Number Here	Adjust.
NOVs	Written NOVs with same or similar violations as those in the current enforcement action (number of NOVs meeting criteria)	0	0%
	Other written NOVs	30	60%
	Any agreed final enforcement orders containing a denial of liability (number of orders meeting criteria)	3	60%
Orders	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	1	25%
Judgments	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (number of judgements or consent decrees meeting criteria)	0	0%
and Consent Decrees	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	1	0%
Convictions	Any criminal convictions of this state or the federal government (number of counts)	0	0%
Emissions	Chronic excessive emissions events (number of events)	0	0%
Audits	Letters notifying the executive director of an Intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were submitted)	<b>0</b>	0%
Tradite	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which violations were disclosed)	0	0%
	Pleas	e Enter Yes or No	,1t-
	Environmental management systems in place for one year or more	No	0%
Other	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
Other	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%
	Adjustment Pe	ercentage (Su	ıbtotal 2)
epeat Violator (Su	btotal 3)	TENTANTE	NO MUS
No	Adjustment Pe	ercentage (Su	ibtotal 3)
[4]		o oon ago toa	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
ompliance History	Person Classification (Subtotal 7)		
Average P	erformer Adjustment Pe	ercentage (Su	btotal 7)
ompliance History	Summary		· ·
Compliance History Notes	Penalty enhancement due to: thirty (30) NOVs for unrelated violations including twenty-for reported violations, three (3) Agreed Orders containing a denial of liability, and one (1) Agreed denial of liability.		
	THE STATE OF THE S	Charles of the Company of the Compan	- 1

Screening Date	20-Dec-2007	Docket No	. 2007-2044-AIR-E		PCW
Respondent	E. I. du Pont de Nemours a	and Company		Policy Revision	n 2 (September 2002)
Case ID No.	35140			PCW Revisi	on November 6, 2007
Reg. Ent. Reference No.					discovery by at
Media [Statute]					Wild annihite
Enf. Coordinator					· · · · ·
Violation Number	<u> </u>				WWW
Rule Cite(s)	Health & Safety Code § 63.120(d)(5), and Feder Conditions ("GTC"), Spec	113.120, 115.112(a)(1), 382.085(b), 40 Code of F al Operating Permit ("FOF ial Conditions ("SC") 1A, "NSR") Permit 1743, SC	ederal Regulations ("40 P") O-01960, General T IE, 4, and 19, New Sou	CFR") § erms and	
Violation Description	Failed to maintain the min operating water flow was of 24, 2005 through July 22, 2 parameter of 2,440 lbs/hr t	letermined to be 2,440 po 2005, water flow to scrubb	unds per hour ("lbs/hr") per fell below the require ctober 14, 2005 througl	From Apriled operating	The second secon
			В	ase Penalty	\$10,000
>> Environmental, Property a	and Human Health Ma	trix	PROPERTY TO SERVICE THE PROPERTY OF THE PROPER		
25.000 000 000 000 000 000 000 000 000 00	Harm	N. Alimana			de constituent de la constitue
OR Release	·	Minor			- Woodstate and American
Potential			Percent 25%	o i	·
The state of the s		/I	L	i.d	- announterance
>>Programmatic Matrix	A Property Schiller	CASH PER CANADA SAN TAN PARTIES			
Falsification	Major Moderate	Minor		<b></b> 1	
et management de la companya de la c			Percent 0%		14 44 44 10 10 10 10 10 10 10 10 10 10 10 10 10
					of the control of the
Matrix Notes Human heal would not ex	th or the environment will or ceed levels that are protecti	ve of human health or entitle violation.	vironmental receptors a	s a result of	nonymmon-ne-de-acceptance
Principal Control of the Control of	21 AM	1 PM		07.500]	and Artenness de la Contraction de la Contractio
	Agus Message Commission of the Agus Message Commission of the Comm	AND THE PERSON NAMED IN COLUMN	Adjustment	\$7,500	
					\$2,500
A STATE OF THE STA	INDICATED IN VANOTIONS CONTROL	NAME OF THE PERSON OF THE PERS			
Violation Events	CONTRACTOR OF THE STATE OF THE	and the second s	mental la constitue de la cons	EU CONTRACTOR DE LA CON	aau
Number of Vi	olation Events 1	1 5	Number of violation of	lavs	MAXWAREED OF OUR PROPERTY OF THE PROPERTY OF T
Trainison of Vi	JIGGOT EVOITO				A CONTRACTOR
	daily	] '			n.com
	monthly				#0.F00
mark only one	quarterly x		Violation B	ase Penalty	\$2,500
with an x	semiannual				
	annualsingle event				*
	Single everiti	7			with Account of the Control of the C
					audiowww.com
	One qua	rterly event is recommend	ded.		
Economic Benefit (EB) for the	nis violation		Statutory Limit 7	est	
***		\$135	Violation Final P		\$6,125
Estimate	d EB Amount	•			
	CONTROL CONTRO	This violation Final Asse	ssed Penalty (adjuste	d for limits)	\$6,125
designation of the second of t	CONTRACTOR SERVICES	100000000000000000000000000000000000000	BEAUTIFUL SELECTION	HERRY P.	

Case ID No.		Nemours and Con	npany		2	Property Section 1 and the control of the control o	
Reg. Ent. Reference No.	RN100216035					225 2 2 2 2 2 2 2	
Media						deskalda objekta sitieta se	Years of
Violation No.		•	•			Percent Interest	Depreciation
Violation (V	Stranger in			3000	RHESTON GENEA.	The state of the s	ay Cili.
	Autamidition 1				(Stiffmale A)	5.0	1
Item Description	Item Cost No commas or \$	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Delayed Costs		A This was a managanakasa.			iran in t	***************************************	
Equipment	\$1,000	24-Apr-2005	.30-Mar-2007	1.9	\$6	\$129	\$135
Buildings				0.0	\$0	\$0	\$0
Other (as needed)			<del>na ana ah kabupat</del>	0.0	\$0 \$0	\$0 \$0	\$0 \$0
Engineering/construction				0.0	\$0	n/a	\$0 \$0
Land Record Keeping System				0.0	\$0	telitati n/a	φυ \$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs			<u> </u>	0.0	\$0	n/a	\$0
Other (as needed)			, la 1 - 144 July 200 pp.	0.0	\$0	n/a	\$0
							eginning date
Notes for DELAYED costs Avoided Costs	water flow fell		quirements; final ( Ricalinte	date is w rnationa ntering	hen ownership of	the Plant was transf one-time avoided c	erred to Lucite
Avoided Costs	water flow fell		quirements; final ( Ricalinte	date is w rnationa ntering	then ownership of	the Plant was transf one-time avoided c	erred to Lucite osts) \$0
Avoided Costs  Disposal  Personnel	water flow fell		quirements; final ( Ricalinte	date is warnational	then ownership of	the Plant was transf	osts) \$0 \$0
° Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	water flow fell		quirements; final ( Ricalinte	date is wernational ntering 0.0 0.0 0.0	then ownership of lighted light inc.  item (except for \$0 \$0 \$0 \$0	the Plant was transformer time avoided c	osts)  \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment	water flow fell		quirements; final ( Ricalinte	ntering 0,0 0,0 0,0 0,0	then ownership of	the Plant was transforme-time avoided costs \$0 \$0 \$0 \$0	osts)  \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	water flow fell		quirements; final ( Ricalinte	ntering 0,0 0,0 0,0 0,0 0,0	then ownership of it inc.  item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided c  \$0 \$0 \$0 \$0 \$0 \$0 \$0	osts)  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	water flow fell		quirements; final ( Ricalinte	ntering 0,0 0,0 0,0 0,0 0,0 0,0 0,0 0,0	then ownership of	one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	osts)  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	water flow fell		quirements; final ( Ricalinte	ntering 0,0 0,0 0,0 0,0 0,0	then ownership of it inc.  item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	osts)  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	water flow fell		quirements; final ( Ricalinte	ntering 0,0 0,0 0,0 0,0 0,0 0,0 0,0 0,0	then ownership of	one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	osts)  \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

Screening Dat	e 20-Dec-2007	Docket No. 20	007-2044-AIR-E	PCW
		Nemours and Company	Policy Re	evision 2 (September 2002)
Case ID No			PCW F	Revision November 6, 2007
Reg. Ent. Reference No				
Media [Statute				
Enf. Coordinate	P	1		
Violation Number	<u> </u>	nin. Code §§ 113.120, 115.112(a)(1), 116.	145(a) and 120 442(4) Tax	
Kule Olleja	Health & Safe	ety Code § 382.085(b), 40 CFR § 63.120(d SC 1A,1E, 4, and 19, NSR Permit 1743,	)(5), and FOP O-01960, GTC, SC 2, and 10	
Violation Descriptio	operating wa 2005, water flo	tain the minimum water flow rate to scrubb ter flow was determined to be 9,026 lbs/hr. ow to scrubber fell below the required opera s, and from October 15, 2005 through Nove	From July 2 through July 22, ating parameter of 9,026 lbs/hr	·
			Base Penalty	\$10,000
>> Environmental, Property	and Human F			
Releas	e Major	Harm Moderate Minor		
OR Actu		William	•	THE COLUMN TWO IS NOT
Potenti	al	X Po	ercent 25%	
ELIZIO (CI) ERECOES				1000
>>Programmatic Matrix	STREET,			
Falsification	n Major	Moderate Minor	ercent 0%	AAAA WAXAA W
			ercent0%]	THE RESERVE THE PROPERTY OF TH
Human he	alth or the enviro	nment will or could be exposed to significa	nt amounts of pollutants which	
Matrix Notes would not e	exceed levels that	are protective of human health or environ the violation.	mental receptors as a result of	
		Adj	ustment \$7,500	
会議がよびできます。ことが必要は特別を終める場合を必要があるという意味を使う。 おおからは、中でからないからないのとう。			-	#2 F00
				\$2,500
Violation Events	FIRST WASHING			
Number of \	iolation Events	1 2 N	umber of violation days	
mark only on with an x	daily monthly quarterly semiannual annual single event	x	Violation Base Penalty ॑	\$2,500
		One quarterly event is recommended.		
Economic Benefit (EB) for t	his violation	S	tatutory Limit Test	The track of the second se
Estimat	ed EB Amount	\$122	Violation Final Penalty Total	\$6,125
		This violation Final Assesse	d Penalty (adjusted for limits)	\$6,125

	Air						Years of
Violation No.						Percent Interest	Depreciation
and the second of the second o					TECHNICATE TO THE	5.0	1:
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
ltem Description	No commas or \$	nitanjiotai suora taharenoit	en en de de la composition de la compo La composition de la				
Delayed Costs_	to into	en grande en en de grande en en en en en	Bangabila di Karatan da Karatan	ارد. زیان کالتانیا			
Equipment	\$1,000	2-Jul-2005	30-Mar-2007	1.7	\$6	\$116	\$122
Buildings			فتسينيك بمرسية تفاأتن	0,0	\$0	\$0	\$0
Other (as needed)	Productive Company		and the second second	0,0	\$0	\$0	\$0
Engineering/construction	an terani <u>an bear menganan ada</u>			0.0	\$0	\$0	\$0
Land				0,0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0,0	\$0	n/a	\$0
Permit Costs .				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0
			quirements; final o	flow rat late is w	e is maintained. D hen ownership of	ate required is the b the Plant was transf	eginning date
Other (as needed)  Notes for DELAYED costs	water flow fel	l below threshold re	quirements; final c المامة Inte	flow rat late is w rnationa	e is maintained. D hen ownership of l, Inc.	ate required is the b the Plant was transf	eginning date erred to Lucite
Other (as needed)  Notes for DELAYED costs  Avoided Costs	water flow fel	l below threshold re	quirements; final c المامة Inte	flow rat late is w rnationa ntering	e is maintained. D /hen ownership of il, Inc. Item (except for	ate required is the b the Plant was transf one-time avoided c	eginning date erred to Lucite osts)
Other (as needed)  Notes for DELAYED costs  Avoided Costs  Disposal	water flow fel	l below threshold re	quirements; final c المامة Inte	flow rat late is w rnationa ntering 0.0	e is maintained. D hen ownership of l, Inc.	ate required is the b the Plant was transf one-time avoided c	eginning date erred to Lucite osts)
Other (as needed)  Notes for DELAYED costs  Avoided Costs  Disposal  Personnel	water flow fel	l below threshold re	quirements; final c المامة Inte	flow rat late is w rnationa ntering	e is maintained. D then ownership of al, Inc. Item (except for	ate required is the b the Plant was transf one-time avoided c	eginning date erred to Lucite osts)
Other (as needed)  Notes for DELAYED costs  Avoided Costs  Disposal Personnel Inspection/Reporting/Sampling	water flow fel	l below threshold re	quirements; final c المامة Inte	flow rat late is w rnationa ntering 0.0 0.0	e is maintained. D then ownership of il, Inc.	ate required is the b the Plant was transf one-time avoided c \$0 \$0	eginning date erred to Lucite osts) \$0 \$0
Other (as needed)  Notes for DELAYED costs  Avoided Costs  Disposal  Personnel	water flow fel	l below threshold re	quirements; final c المامة Inte	flow rat late is w rnationa ntering 0.0 0.0	e is maintained. D then ownership of al, Inc.	ate required is the b the Plant was transf one-time avoided c \$0 \$0	eginning date erred to Lucite osts) \$0 \$0
Other (as needed)  Notes for DELAYED costs  Avoided Costs  Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment	water flow fel	l below threshold re	quirements; final c المامة Inte	flow rat late is w rnationa ntering 0.0 0.0 0.0	e is maintained. D then ownership of al, Inc. Item (except for \$0 \$0 \$0	ate required is the b the Plant was transf one-time avoided c \$0 \$0 \$0	eginning date erred to Lucite  osts) \$0 \$0 \$0 \$0
Other (as needed)  Notes for DELAYED costs  Avoided Costs  Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	water flow fel	l below threshold re	quirements; final c المامة Inte	flow rate ate is we mational one of the ring of the ri	e is maintained. D then ownership of the in control of the incomplete of the incompl	ate required is the bather Plant was transforme-time avoided company of the state o	eginning date erred to Lucite osts) \$0 \$0 \$0 \$0
Other (as needed)  Notes for DELAYED costs  Avoided Costs  Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	water flow fel	l below threshold re	quirements; final c المامة Inte	flow rate at the interior of t	e is maintained. D then ownership of al, Inc.  Item (except for \$0 \$0 \$0 \$0 \$0 \$0	ate required is the bather Plant was transforme-time avoided company of the second sec	eginning daterred to Luci  osts)  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0  \$0

PCW	<b>o.</b> 2007-2044-AIR-E	Docket	ate 20-Dec-2007	ening Date	Scre
on 2 (September 200	Policy Revision	rs and Company	ent E. I. du Pont de Nemo	Respondent	R
sion November 6, 20	PCW Revision		<b>lo.</b> 35140	Case ID No.	(
			<b>lo.</b> RN100216035	ference No.	Reg. Ent. Ref
			<b>te]</b> Air	lia [Statute]	Med
			tor Aaron Houston	Coordinator	Enf. C
ū				ation Number	Viol
	. 116.115(c), and 122.143(4), Tex. 120(d)(5), and FOP O-01960, GTC, 1743, SC 2, and 10		Health & Safety Cod	Rule Cite(s)	
	crubber ACR/ABS159. The required ps/hr. From July 19 through July 20, operating parameter of 1,302 lbs/hr ctober 14, 2005, for 4 hours.	as determined to be 1,302 abber fell below the require	ion operating water flow 2005, water flow to so	n Description	Violatio
\$10,0	Base Penalty		Description	ı	
	wayne a san a				
			iy and Human Health Harn	i, Propeπy a	-nvironmentai
				Release	(selfer
			· · · · · · · · · · · · · · · · · · ·	Actual	R
	Percent 25%		ntial x	Potential	1000
					And the second second
			Macon State of the property country of the first		rogrammatic
	Percent 09/	te Minor	ion Major Moder	Falsification	
	Percent 0%			<u> </u>	100
	nificant amounts of pollutants which nvironmental receptors as a result of  Adjustment \$7,500	Il or could be exposed to si tective of human health or the violation.	nealth or the environment of the exceed levels that are pro-	Human heal would not ex	Matrix Notes
<b></b>		i de la companya di desar di 1996 de la companya d	June Carlotte Mariana Carlotte	Construit annual stade market, debe kreek	48
\$2,5					
		STATISTICS	CERTIFICATION OF THE PROPERTY	gg - Sandhill Tuffin	ation Events
		2010 N Complete State			iduon Eromo
	Number of violation days	1	f Violation Events 1	Number of Vic	
			•		
			daily daily		
\$2,5	Violation Base Penalty		monthly		
	Violation base i charty		one quarterly X	mark only one	
	***************************************		3.00 (*16.00 state) 40.00 (*10.00 pm.)	with an x	
			semiannual	with an x	
			semiannual annual	with an x	
			semiannual	with an x	
	nded.	quarterly event is recomme	semiannual annual single event	with an x	
	nded.	quarterly event is recomme	semiannual annual single event	with an x	
	nded. Statutory Limit Test	quarterly event is recomme	semiannual annual single event		nomic Benefi
\$6,1		quarterly event is recomme	semiannual annual single event	t (EB) for th	nomic Benefi

Reg. Ent. Reference No. Media Violation No.	Air				· · · · · · · · · · · · · · · · · · ·	Percent Interest	Years of Depreciation
						5.0	1
A parter and the property of the second	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description  Delayed Costs	and the second	eversies de la composition de la compo La composition de la		Park Chic.			
Equipment	\$1,000	19-Jul-2005	30-Mar-2007	1 1.7	\$6	\$113	\$119
Buildings	41	ac at a servan erka esta.		0.0	\$0	\$0	\$0
Other (as needed)	Million Addition			0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0,0	\$0	n/a	\$0
Record Keeping System			1	0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)				1 0.0	\$0	n/a	ውስ
Notes for DELAYED costs				flow rat	e is maintained, D	ate required is the b	
Notes for DELAYED costs  Avoided Costs  Disposal  Personnel	water flow fel	l below threshold re	quirements; final Inte	flow rat date is w ernationa	e is maintained, D when ownership of if, Inc. Item (except for \$0	ate required is the b the Plant was transf one-time avoided c	eginning date erred to Lucite costs)
Avoided Costs	water flow fel	l below threshold re	quirements; final Inte	flow rat date is w ernationa intering	e is maintained, D then ownership of I, Inc. item (except for \$0 \$0	ate required is the the Plant was transf	eginning date erred to Lucite costs)
Avoided Costs Disposal Personnel	water flow fel	l below threshold re	quirements; final Inte	flow rated the flow r	e is maintained, D when ownership of if, Inc.  Item (except for \$0 \$0 \$0 \$0	ate required is the b the Plant was transf one-time avoided c \$0 \$0 \$0	eginning date erred to Lucite osts) \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment Financial Assurance [2]	water flow fel	l below threshold re	quirements; final Inte	flow rated the flow r	e is maintained, D then ownership of if, Inc.  Item (except for \$0 \$0 \$0 \$0 \$0	ate required is the bath the Plant was transformed avoided company of the state of	eginning date erred to Lucite costs) \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	water flow fel	l below threshold re	quirements; final Inte	flow rational fl	e is maintained, D then ownership of if, Inc.  Item (except for \$0 \$0 \$0 \$0 \$0 \$0	ate required is the bath the Plant was transformer.  one-time avoided company solution is solution in the plant was transformer.	eginning date erred to Lucite sosts) \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Suppiles/equipment Financial Assurance [2]	water flow fel	l below threshold re	quirements; final Inte	flow rated the flow r	e is maintained, D then ownership of if, Inc.  Item (except for \$0 \$0 \$0 \$0 \$0	ate required is the bath the Plant was transformed avoided company of the state of	eginning date erred to Lucite costs) \$0 \$0 \$0 \$0

Screening Date	20-Dec-2007	<b>Docket No.</b> 2007-2044-AIR-E	PCW
Respondent	E. I. du Pont de	Nemours and Company	Policy Revision 2 (September 2002)
Case ID No.	35140		PCW Revision November 6, 2007
Reg. Ent. Reference No.	RN100216035		
Media [Statute]	Air		
Enf. Coordinator	Aaron Houston		a caractar a company of the company
Violation Number	4		
Rule Cite(s		in. Code §§ 113.120, 115.112(a)(1), 116.115(c), and 122.143(- y Code § 382.085(b), 40 CFR § 63.120(d)(5), and FOP O-0196 SC 1A,1E, 4, and 19, NSR Permit 1743, SC 2, and 10	
Violation Description	operating wate	ain the minimum water flow rate to scrubber ACR/ABS216. The r flow was determined to be 2,000 lbs/hr. From July 18 through w to scrubber fell below the required operating parameter of 2,0 for 11 hours.	u July 19,
		Bas	e Penalty \$10,000
>> Environmental, Property	and Human He		
Release	Major N	Harm Moderate Minor	
OR Actua			
Potentia		X Percent 25%	
A CALL OF THE CALL	**************************************		
>>Programmatic Matrix			
Falsification	Major I	Moderate Minor	
100 (100 (100 (100 (100 (100 (100 (100	<u> </u>	Percent 0%	
Lu	Ith or the environ	ment will or could be exposed to significant amounts of pollutar	ate which
Matrix would not e	xceed levels that	are protective of human health or environmental receptors as	a result of
Notes		the violation.	
Claimen (24 D)			
	A STATE OF STREET	Adjustment	\$7,500
			\$2,500
			Ψ2,300
Violation Events			
Number of Vi	olation Events	1 Number of violation da	ys
	daily		
	monthly		
mark only one	quarterly	X Violation Bas	se Penalty \$2,500
with an x	semiannual		
	annual		
	single event		
[			
		One quarterly event is recommended.	
		Cite degree Asserting Asse	
Economic Benefit (EB) for the	nis violation	Statutory Limit Te	st
00000000000000000000000000000000000000	ed EB Amount	\$119 Violation Final Per	nalty Total \$6,125
	<b>L</b>		-
	Salata ara an Landaras da S	This violation Final Assessed Penalty (adjusted	for limits) \$6,125

회사는 사람들은 기계를 가게 되었다.	uwi04 coc <b>E</b>	conomic I	3enefit W	orks	sheet	o. 1008li galinen	(0.7
Respondent	E. I. du Pont de	Nemours and Con	npany				
Case ID No.	35140						
Reg. Ent. Reference No.	RN100216035						
Media						L	Years of
Violation No.	i					Percent Interest	Depreciation
Violation No.	Maria de la composición dela composición de la composición dela composición dela composición dela composición de la composición de la composición de la composición dela composición de la composición dela				THEOLOGY CHOR		- 100
	pille alle in terms		الموالي والطارات	Hayeda k		5.0	1
( to the state of	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$	To a 12 to 50 Bladdon Pagas a	grande hijasi sesat dalah	Service of the	arealik işinkir içili e. c		
Delayed Costs		* - Transport adjudency	jisa dishi dishilika i		현 1900년 기업 등 기업 등 1 기업 영화 등 1900년 1월 1일 1일 1일		
Equipment	\$1,000	18-Jul-2005	30-Mar-2007	1.7	\$6	\$113	\$119
Bulldings		Control Hilbert	بيورن والمتالة الألفالة	0.0	\$0	\$0	\$0
Other (as needed)			Stories And Taraba.	0,0	\$0	\$0	\$0
Engineering/construction	the selection of the se			0.0	\$0	1\$0	\$0
Land				0,0	\$0	n/a	\$0
Record Keeping System				0,0	\$0	n/a	\$0
Training/Sampling	and the same and t			0,0	\$0	n/a	\$0
Remediation/Disposal			Andrew Marin and Andrew Head	0,0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)	and the second second	التنسيب سنعما		0.0	\$0	n/a	\$0
Notes for DELAYED costs	water flow fell	below threshold re	quirements; final o Inte		hen ownership of	ate required is the b the Plant was transf	
Avoided Costs		IIIAI IZE [1] avoide			20 1100 019-0100 0000 000-000		
Disposal			d costs before e	CARLOS ASSESSED	The second secon	one-time avoided c	All and Alleran Market Street
	\$1000	Set Alabata	ed costs before e	0.0	\$0	\$0	\$0
Personnel	Liver Line		ed costs before e	0.0	\$0 \$0	\$0 \$0	\$0 \$0
Personnel Inspection/Reporting/Sampling	1965 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		d costs before e	0.0 0.0 0.0	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0
Personnel Inspection/Reporting/Sampling Supplies/equipment			d costs before e	0,0 0,0 0,0 0,0	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0
Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	a to the training of the second		d costs before e	0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0
Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]			d costs before e	0.0 0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0
Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	a to the training of the second		d costs before e	0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0
Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	a to the training of the second		d costs before e	0.0 0.0 0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0
Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	a to the training of the second		d costs before e	0.0 0.0 0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0
Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	a to the training of the second		d costs before e	0.0 0.0 0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0
Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	a to the training of the second		d costs before e	0.0 0.0 0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0
Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	a to the training of the second		d costs before e	0.0 0.0 0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0
Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	a to the training of the second		d costs before e	0.0 0.0 0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0

Screening Dat	e 20-Dec-2007 Docket No. 2007-2044-AIR-E	PCW
Responder	nt E. I. du Pont de Nemours and Company	evision 2 (September 2002)
Case ID No	<b>D.</b> 35140 PCW	Revision November 6, 2007
Reg. Ent. Reference No	D. RN100216035	
Media [Statute	e] Air	
Enf. Coordinate		
Violation Numb		
Rule Cite(	30 Tex. Admin. Code §§ 122.143(4), and 122.145(2)(c), Tex. Health & Safety Code § 382.085(b), and FOP O-01950, GTC, and SC 2F	
Violation Description	Failed to submit a semi-annual deviation report ("SADR") for the period of September 22, 2005 through October 10, 2005 within 30 days after the end of the reporting period.  The SADR was submitted to the TCEQ on April 10, 2006.	
	Base Penalty	\$10,000
>> Environmental, Property	and Human Health Matrix	
	Harm	-
Releas OR Actu Potent	al	
	APPLICATION OF THE PROPERTY OF	
>>Programmatic Matrix		
Falsification	D 050	
	X Percent 25%	
1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1		
Matrix Notes	100% of the rule segement was not met.	
Notes Indian		
EGALITS SERVICES	¢7.500	
	Adjustment \$7,500	
		\$2,500
AND		2
Violation Events		17.00
Number of	Violation Events 1 152 Number of violation days	
Number of	Notation Events	
	daily	
	monthly	<b>₾</b> 2.500
mark only on with an x	• • • • • • • • • • • • • • • • • • • •	\$2,500
with all X	semiannual annual	
	single event x	
1000	One single event is recommended.	
		1
Economic Benefit (EB) for	this violation Statutory Limit Test	
Estima	ted EB Amount \$10 Violation Final Penalty Total	\$6,125
	This violation Final Assessed Danalty (adjusted for limits)	\$6,125
	This violation Final Assessed Penalty (adjusted for limits)	φυ,125]

Media A Violation No. 5						Percent Interest	Years of Depreciation
						5.0	1
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$			AL NOV			
Delayed Costs Equipment		andili. A Ji 1999 Chrac		0.0	\$0	\$0	\$0
Equipment   Buildings	the state of the s	Lating and the same or and	70-10-10-10-10-10-10-10-10-10-10-10-10-10	0.0	\$0	\$0	\$0
Other (as needed)	<del>yan dan dan</del>	Water to the state of the state	<del>Million College to the college to t</del>	0.0	\$0	\$0	\$0
Engineering/construction	<del>e di disere</del>		201	0.0	\$0	\$0	\$0
Land				0.0	\$0	ην n/a	\$0
Record Keeping System	A contract of the second			0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
- tottomattigting topocat							
Permit Costs				0.0			
Permit Costs Other (as needed)	\$500 Estimated or	10-Nov-2005	10-Apr-2006	0.0 0.4 red is th	\$10	n/a n/a	\$0 \$10
Other (as needed)  Notes for DELAYED costs	Estimated or	ost of submitting a	SADR. Date required report	red is th	\$0 \$10 e date the SADR v	n/a n/a was due; final date is	\$0 \$10 s the date the
Other (as needed)	Estimated or	ost of submitting a	SADR. Date required report	red is th	\$0 \$10 e date the SADR v	n/a n/a was due; final date is	\$0 \$10 s the date the
Other (as needed)  Notes for DELAYED costs  Avoided Costs	Estimated or	ost of submitting a	SADR. Date required report	ned is the was su	\$0 \$10 e date the SADR v bmitted.	n/a n/a was due; final date is belief to the direction	\$0 \$10 s the date the
Other (as needed)  Notes for DELAYED costs  Avoided Costs  Disposal	Estimated or	ost of submitting a	SADR. Date required report	ntering	\$0 \$10 e date the SADR vomitted.	n/a n/a was due; final date is better to a cone-time avoided c \$0 \$0	\$0 \$10 s the date the osts) \$0 \$0 \$0
Other (as needed)  Notes for DELAYED costs  Avoided Costs  Disposal Personnel	Estimated or	ost of submitting a	SADR. Date required report	0.4 red is th t was su entering ] 0.0 ] 0.0 ] 0.0 ] 0.0	e date the SADR vomitted.	n/a n/a was due; final date is better avoided c \$0 \$0 \$0 \$0	\$0 \$10 s the date the osts) \$0 \$0 \$0 \$0
Other (as needed)  Notes for DELAYED costs  Avoided Costs  Disposal Personnel Inspection/Reporting/Sampling	Estimated or	ost of submitting a	SADR. Date required report	ntering	so s	n/a	\$0 \$10 s the date the osts) \$0 \$0 \$0 \$0
Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment	Estimated or	ost of submitting a	SADR. Date required report	0.4red is the twas sure intering 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.	\$0 \$10 e date the SADR v britted. item (except for \$0 \$0 \$0 \$0 \$0	m/a n/a n/a n/a n/a n/a n/a n/a n/a n/a n	\$0 \$10 s the date the osts) \$0 \$0 \$0 \$0 \$0
Other (as needed)  Notes for DELAYED costs  Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Estimated or	ost of submitting a	SADR. Date required report	0.4	so s	n/a	\$0 \$10 s the date the osts) \$0 \$0 \$0 \$0

#### **Compliance History**

Company

Customer/Respondent/Owner-Operator:

CN600128284

E. I. du Pont de Nemours and

Classification: AVERAGE

Rating: 2.23

Regulated Entity:

RN100216035

DUPONT BEAUMONT WORKS INDUSTRIAL PARK

Classification: AVERAGE

Site Rating: 4.61

ID Number(s):

ACCOUNT NUMBER JE0033C AIR OPERATING PERMITS PERMIT 1959 AIR OPERATING PERMITS AIR OPERATING PERMITS PERMIT 1960 AIR OPERATING PERMITS **PERMIT** 1961 **EPA ID** 

INDUSTRIAL AND HAZARDOUS WASTE

GENERATION

INDUSTRIAL AND HAZARDOUS WASTE SOLID WASTE REGISTRATION #

GENERATION (SWR)

INDUSTRIAL AND HAZARDOUS WASTE

STORAGE AIR NEW SOURCE PERMITS

**PERMIT PERMIT** AIR NEW SOURCE PERMITS

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71144 52189 54296 AIR NEW SOURCE PERMITS **PERMIT** 50568 AIR NEW SOURCE PERMITS PERMIT 52358 AIR NEW SOURCE PERMITS PERMIT 71369 AIR NEW SOURCE PERMITS PERMIT 54705 AIR NEW SOURCE PERMITS REGISTRATION 73587 AIR NEW SOURCE PERMITS EPA ID PSDTX753 UNDERGROUND INJECTION CONTROL PERMIT WDW100 UNDERGROUND INJECTION CONTROL PERMIT **WDW101** UNDERGROUND INJECTION CONTROL PERMIT **WDW188** UNDERGROUND INJECTION CONTROL PERMIT **WDW388** UNDERGROUND INJECTION CONTROL WDW389 PERMIT UNDERGROUND INJECTION CONTROL PERMIT WDW390 UNDERGROUND INJECTION CONTROL PERMIT WDW391 WASTEWATER **PERMIT** WQ0000473000 **WASTEWATER** EPA ID TPDES0004669 WASTEWATER PERMIT TPDES0004669 WASTEWATER PERMIT TX0004669 PUBLIC WATER SYSTEM/SUPPLY REGISTRATION 1230066 WATER LICENSING 1230066 LICENSE 30010 IHW CORRECTIVE ACTION SOLID WASTE REGISTRATION # (SWR)

**PERMIT** 

INDUSTRIAL AND HAZARDOUS WASTE

POST CLOSURE

INDUSTRIAL AND HAZARDOUS WASTE PERMIT

COMPLIANCE PLANS

5470 N TWIN CITY HWY, NEDERLAND, TX, 77627

Rating Date: September 01 07 Repeat Violator: NO

50166

50166

TCEQ Region:

Location:

REGION 10 - BEAUMONT

Date Compliance History Prepared:

December 18, 2007

Agency Decision Requiring Compliance History:

Enforcement

Compliance Period:

December 18, 2002 to December 18, 2007

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name:

Aaron T. Houston

Phone:

(409) 899-8784

#### **Site Compliance History Components**

1. Has the site been in existence and/or operation for the full five year compliance period?

Yes

2. Has there been a (known) change in ownership of the site during the compliance period?

Yes

3. If Yes, who is the current owner?

Lucite International, Inc.

4. if Yes, who was/were the prior owner(s)?

E. I. du Pont de Nemours and Company

5. When did the change(s) in ownership occur?

30-Mar-07

#### Components (Multimedia) for the Site:

A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.

Effective Date: 10/10/2003

ADMINORDER 2002-1012-AIR-E

Classification: Moderate

Citation:

30 TAC Chapter 101, SubChapter A 101.7(b)

5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failure to notify the regional office prior to the shutdown/maintenance activity at the Acrylonitrile

Unit.

Classification: Moderate

Citation:

30 TAC Chapter 101, SubChapter A 101.6(b)(7)

5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failure to notify the regional office the actions taken or being taken to correct a reportable upset at

the Acrylonitrile Unit. Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(G)

30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382.085(b)

Ramt Prov: SC 1 PERMIT

Description: Failure to maintain an emission rate below the allowable emission limits.

Citation:

30 TAC Chapter 101, SubChapter A 101.20(1) 30 TAC Chapter 116, SubChapter B 116.115(c)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT Db 60.46b(e)(1)

Rgmt Prov: 2796A, Special Condition 12F PERMIT

Description: Failure to conduct valid stack sampling for nitrogen oxides ("NOx") on Boiler 7, Emission Point Number ("EPN") P&S-BLR7, within 60 days, but no later than 180 days after the initial start up of the Plant,

which occurred in December 2002.

Classification: Moderate

Citation:

2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)

Rgmt Prov: Effluent Limits PERMIT

Description: Failure to comply with permitted effluent limitations at Outfall 001A and 101A as documented on

December 8, 2003.

Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)

30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: 1743, SPECIAL CONDITION 1 PERMIT

Description: Failure to maintain an emission rate within the allowable emission limits in the Maximum Allowable

Emissions Rate Table ("MAERT") of the permit as documented on April 16, 2004, thru April 19, 2004.

Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)

30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: 1743 PERMIT

Description: Failure to maintain an emission rate within the allowable emission limits in the MAERT of the

permit, as documented on July 22, 2004.

Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)

30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: 1743 PERMIT

Description: Failure to maintain an emission rate within the allowable emission limits in the MAERT of the

permit.

Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F) 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: 1 PERMIT

Operatational Lilitations 4 PERMIT

Description: Failure to maintain an emission rate within the allowable emission limits in the MAERT of the

permit as documented on September 1, 2004.

Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F) 5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: Special Condition 1 PERMIT

Description: Allowed unauthorized emissions from a dehydrating nitrogen line at the Aniline Unit on October 2,

2004.

Classification: Moderate

Citation: 30 TAC

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)

Rqmt Prov: 1743, Special Condition 1 PERMIT

Description: Allowed unauthorized emissions from an absorber vent (EPN ACR-VNT 51) at the acrylonitrile

process area on December 27, 2004.

Classification: Moderate

Citation:

30 TAC Chapter 101, SubChapter A 101.6(a)(1)(B)

5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failure to notify the regional office no later than 24 hrs after the discovery of a reportable upset at

the Acrylonitrile Unit.
Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116,115(b)(2)(G)

30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382.085(b)

Rgmt Prov: SC 1 PERMIT

Description: Failure to maintain an emission rate below the allowable emission limits.

Classification: Moderate

Citation:

5C THC Chapter 382, SubChapter A 382.085(b)

Ramt Prov:

Table 1A, Application Representations PERMIT

Description: Failure to prevent unauthorized emissions released at the Acrylonitrile Unit.

Classification: Moderate

Citation:

30 TAC Chapter 113, SubChapter C 113.100

30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382.085(b)

Rgmt Prov:

SC 18 PERMIT

Description: Failure to operate the Inside Battery Limits flare w/a pilot flame present at all times.

Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116,115(b)(2)(G)

30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov:

SC 1 PERMIT

Description: Failure to maintain an emission rate below the allowable emission limits.

Effective Date: 05/12/2006

ADMINORDER 2005-1978-AIR-E

Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)

30 TAC Chapter 116, SubChapter B 116,115(c)

5C THC Chapter 382, SubChapter A 382.085(b)

Rgmt Prov:

1743 PERMIT

1743/Special Condition 4 PERMIT

Description: Failure to comply with emissions limits found in the Maximum Allowable Emissions Rate Table

(MAERT) in TCEQ Permit 1743.

Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)

30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov:

1743 PERMIT

1743/Special Conditions 4 PERMIT

Description: Failure to comply with emissions limits found in the Maximum Allowable Emissions Rate Table

(MAERT) in TCEQ Permit 1743.

Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)

30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382.085(b)

Rgmt Prov:

1743 PERMIT

1743/Special Condition 4 PERMIT

Description: Failure to comply with Special Condition 1 and the Ilmits specified in the MAERT constitutes

violations of 30 TAC 116.115(c) and 30 TAC 116.115(b)(2)(F).

Effective Date: 08/31/2007

Classification: Moderate

ADMINORDER 2003-1371-MLM-E

#### ADMINORDER 2007-0155-IHW-E

Effective Date: 11/09/2007 Classification: Moderate

Citation:

2D TWC Chapter 26, SubChapter A 26.121(a)

30 TAC Chapter 335, SubChapter A 335.4

Description: Failure to prevent an unauthorized discharge.

B. Any criminal convictions of the state of Texas and the federal government.

N/A

C. Chronic excessive emissions events.

N/A

D. The approval dates of investigations. (CCEDS Inv. Track. No.)

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1 12/30/2002
                 (157362)
2 01/09/2003
                 (18921)
3 01/10/2003
                 (286032)
4 01/30/2003
                 (157366)
5 01/30/2003
                 (23299)
6 01/30/2003
                 (23300)
7 01/30/2003
                 (23302)
8 02/17/2003
                 (25086)
9 03/03/2003
                 (157322)
10 03/03/2003
                 (157327)
11 03/27/2003
                 (25122)
12 03/27/2003
                 (25121)
13 04/04/2003
                 (28862)
14 04/07/2003
                 (157325)
15 04/13/2003
                 (31399)
16 04/13/2003
                 (31403)
17 04/13/2003
                 (31394)
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18 05/08/2003

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54	10/16/2003	(251667)				
55	10/16/2003	(251668)				
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56	10/16/2003	(251785)		.*		
57	10/16/2003	(251793)				
58	10/17/2003	(251784)				
59	10/29/2003	(253502)				
60	10/29/2003	(253508)				
61	10/29/2003	(252290)				
62	10/30/2003	(295073)				
63	11/06/2003	(248835)				
64	12/02/2003	•				
		(295074)				
	12/02/2003	(295076)				
	12/08/2003	(255561)				
67	12/08/2003	(255609)				
68	12/18/2003	(257374)				
69	12/18/2003	(257360)				
70	12/18/2003	(257365)				
71	01/05/2004	(295075)				
72	01/08/2004	(280674)				
	01/10/2004	(257154)				
	01/30/2004	(260913)				
	01/30/2004	•				
		(261137)				
	02/13/2004	(262579)				
77		(262312)				
	03/03/2004	(295058)				
79	03/29/2004	(295061)				
80	03/30/2004	(266349)				
81	04/08/2004	(264649)				
82	04/16/2004	(265198)				
83	04/27/2004	(295062)				
84	05/19/2004	(270221)				
	05/19/2004	(270228)				
00	00/10/2004	(270220)		Q		
86	05/19/2004	(272204)				
87	05/19/2004	(270225)				
88	05/19/2004	(272201)				
89	05/19/2004					
		(272699)				
90	06/01/2004	(295064)				
91	06/11/2004	(269850)				
92	06/28/2004	(295066)				
93	06/28/2004	(351959)				
94	08/30/2004	(351960)			•	
95	08/31/2004	(262540)				
96	09/02/2004	(285264)				
97	09/23/2004	(291787)				
98	09/23/2004	(290929)				
99	09/23/2004	(290932)				
100	09/23/2004	(290922)				
	09/28/2004					
101		(351961)				
	10/06/2004	(334229)				
103	10/29/2004	(351962)				
104	12/03/2004	(351963)				
105	12/06/2004	(341765)				
106	12/15/2004	(342892)				
107	12/22/2004	(341799)				
108	01/03/2005	(381782)				
109	,	(344102)				
	01/04/2005					
		(345865)				
111	01/25/2005	(381783)				
	02/25/2005	(347899)				
	03/02/2005	(381780)				
114	03/04/2005	(348330)				
115	03/04/2005	(372053)				
116	03/29/2005	(381781)				
117	04/25/2005	(377491)				
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118	04/25/2005	(377489)
119	04/27/2005	(419609)
120	04/28/2005	(378691)
121	05/24/2005	(380302)
122	05/31/2005	(419610)
123	05/31/2005	(419612)
124	06/13/2005	(377480)
125	06/13/2005	(267115)
126	06/28/2005	(419611)
127	07/13/2005	(398792)
128	07/14/2005	(397732)
129	07/27/2005	(398824)
130	07/27/2005	(398839)
131	07/27/2005	(400272)
132	08/30/2005	(440751)
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133	08/30/2005	(398952)
134	08/30/2005	(398843)
135	08/30/2005	(398956)
136	08/31/2005	(349444)
137	10/18/2005	(440752)
138	10/21/2005	(419148)
139	11/08/2005	(419146)
140	11/15/2005	(435807)
141	11/16/2005	(468290)
142	11/22/2005	(436056)
143	11/22/2005	(436069)
144	11/22/2005	,
		(438124)
145	11/23/2005	(435758)
146	12/12/2005	(468291)
147	01/10/2006	(468292)
148	02/15/2006	(468293)
149	02/23/2006	(454153)
150	02/27/2006	(453635)
151	03/02/2006	(468288)
152	03/29/2006	(498099)
153	04/17/2006	(462368)
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454	0.4/4.0/00000	(420002)
154	04/18/2006	(439023)
155	05/01/2006	(498100)
156	05/12/2006	(465540)
157	05/16/2006	(465147)
158	05/16/2006	(461492)
159	05/26/2006	(498101)
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165	06/27/2006	(498102)
166	06/27/2006	(498103)
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168	07/20/2006	(481088)
169	08/23/2006	(486519)
170	08/23/2006	(486526)
171	08/23/2006	(486528)
172	08/25/2006	(520117)
173	08/30/2006	(487349)
174	08/31/2006	(449843)
175	08/31/2006	(438112)
176	08/31/2006	(497541)
177	08/31/2006	(463773)
178	08/31/2006	(509139)
179	09/25/2006	(520118)
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180	10/25/2006	(520119)
181	10/30/2006	(511265)
182	11/08/2006	(518131)
183	11/10/2006	(518881)
103		

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187 12/19/2006
                             (531150)
       188 12/20/2006
                             (514400)
       189 12/22/2006
                             (544379)
       190 12/29/2006
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       191 01/24/2007
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       192 01/25/2007
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       193 01/30/2007
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       194 02/12/2007
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       195 02/23/2007
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       196 03/23/2007
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       197 04/12/2007
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                             (543295)
       200 04/25/2007
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       203 04/25/2007
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       211 07/20/2007
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       212 08/24/2007
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       219 10/23/2007
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       221 11/07/2007
                             (518772)
       222 12/14/2007
                             (597009)
       223 12/17/2007
                             (599959)
Written notices of violations (NOV). (CCEDS Inv. Track. No.)
          Date 02/28/2003
                                 (157325)
          Self Report?
                                                                               Classification
                                                                                                Moderate
          Citation:
                             30 TAC Chapter 305, SubChapter F 305.125(1)
                             TWC Chapter 26 26.121(a)
          Description:
                             Failure to meet the limit for one or more permit parameter
          Date 03/31/2003
                                 (157331)
          Self Report?
                                                                               Classification
                                                                                                Moderate
          Citation:
                             30 TAC Chapter 305, SubChapter F 305.125(1)
                             TWC Chapter 26 26.121(a)
          Description:
                             Failure to meet the limit for one or more permit parameter
          Date 04/07/2003
                                 (28862)
          Self Report?
                                                                              Classification
                                                                                                Moderate
          Citation:
                             30 TAC Chapter 290, SubChapter D 290.44(h)(1)(A)
          Description:
                             Failure to install the required backflow prevention assembly on the water line to a
                             medical clinic.
          Self Report?
                         NO
                                                                              Classification
                                                                                                Minor.
          Citation:
                             30 TAC Chapter 290, SubChapter D 290.46(m)
          Description:
                             Failure to maintain the interior of the surface water treatment plant (the number 1 mix
```

tank, the sedimentation basins, and the filters) and the interior of the ground storage

Failure to have the monthly operating reports for January, February, and March 2002,

30 TAC Chapter 290, SubChapter D 290.46(f)(4)

signed by a certified water works operator.

Classification

Classification

Moderate

Minor

tank.

NO

NO

Self Report?

Description:

Self Report?

Citation:

184 11/15/2006

185 11/17/2006

186 11/21/2006

E.

(515866)

(513262)

(544378)

Citation:

30 TAC Chapter 290, SubChapter D 290.42(d)(2)(E)

Description:

Failure to provide an air gap on the filter-to-waste pipe.

During the investigation, it was noted that the filter-to-waste pipe emptied into a wet

Classification

Classification

Classification

Classification

Classification

Classification

Classification

Classification

Minor

Moderate

Moderate

Moderate

Minor

Minor

Minor

Minor

Moderate

well controlled by a float valve.

Self Report?

30 TAC Chapter 290, SubChapter D 290.42(d)(10)(C)(iii)

Citation:

Failure to provide a theoretical detention time of at least two hours in the sludge-

Description:

NO

blanket clarifiers.

Date 04/30/2003

(157335)

Self Report?

Citation:

Citation:

30 TAC Chapter 305, SubChapter F 305.125(1)

TWC Chapter 26 26.121(a)

Description: Failure to meet the limit for one or more permit parameter

Date 06/30/2003 (157344)

Self Report?

30 TAC Chapter 305, SubChapter F 305.125(1)

Citation: TWC Chapter 26 26.121(a)

Failure to meet the limit for one or more permit parameter Description:

Date 08/31/2003 (295071)

Self Report?

30 TAC Chapter 305, SubChapter F 305.125(1)

TWC Chapter 26 26.121(a)

Description: Failure to meet the limit for one or more permit parameter

Date 11/06/2003 (248835)

Self Report? 30 TAC Chapter 290, SubChapter D 290.42(d)(2)(E) Citation:

Failure to provide an air gap on the filter-to-waste pipe. Description:

Self Report? Classification

Minor 30 TAC Chapter 290, SubChapter D 290.42(d)(10)(C)(iii)

Citation:

Description: Failure to provide a theoretical detention time of at least two hours in the sludge-

blanket clarifiers.

NO Self Report?

Citation:

30 TAC Chapter 290, SubChapter D 290.46(m)

Description: Failure to maintain the interior of the surface water treatment plant (the number 1 mix

tank, the sedimentation basins, and the filters) and the interior of the ground storage

tank. This is a repeat violation from the February 18, 2003, investigation.

Self Report? NO

30 TAC Chapter 290. SubChapter D 290.46(m) Citation:

Description:

Failure to maintain the system's facilities and equipment.

Self Report?

NO

Classification

Citation:

Citation:

30 TAC Chapter 290, SubChapter D 290.46(f)(3)(A)(iv)

Description:

Failure to maintain records of the dates that dead-end mains were flushed.

Date 01/30/2004

(260913)

Self Report?

30 TAC Chapter 113, SubChapter C 113.130

30 TAC Chapter 115, SubChapter D 115.352(4) 30 TAC Chapter 116, SubChapter B 116.115(c)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)

Rqmt Prov:

PA 1743 SC 13(E)

PA 1743 SC 18

Failure to equip each open-ended valve or line with a cap, blind flange, plug, or second Description:

Self Report? NO Classification Moderate

Citation:

30 TAC Chapter 113, SubChapter C 113.130 30 TAC Chapter 115, SubChapter D 115.356(2)(A) 30 TAC Chapter 115, SubChapter D 115.356(2)(B)

30 TAC Chapter 116, SubChapter B 116.115(c)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.181(b)(1)(i) PA 1743 SC 18

Ramt Prov:

Description:

Failure to include all equipment on a list of identification numbers for equipment

subject to 40 CFR 63, Subpart H.

Self Report? NO Classification Moderate

Citation:

30 TAC Chapter 113, SubChapter C 113.120 30 TAC Chapter 116, SubChapter B 116,115(c)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.149(a) PA 1743 SC 18

Rgmt Prov:

Failure to install a tightly fitting solid cover (TFSC) on drains. Description:

Self Report? NO Classification Moderate Citation:

30 TAC Chapter 113, SubChapter C 113.130 30 TAC Chapter 115, SubChapter D 115.354(7)(A) 30 TAC Chapter 116, SubChapter B 116.115(c)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.168(d)(3)

Rgmt Prov:

PA 1743 SC 13(K)

PA 1743 SC 18

Description:

Failure to monitor valves at least once during the semiannual monitoring period.

Date 01/31/2004

(295058)

Self Report?

Classification

Moderate

Citation:

30 TAC Chapter 305, SubChapter F 305.125(1)

TWC Chapter 26 26.121(a) (295062)

Description:

Failure to meet the limit for one or more permit parameter

Date 03/31/2004

Self Report?

Classification

Classification

Moderate

Moderate

Citation:

30 TAC Chapter 305, SubChapter F 305.125(1)

TWC Chapter 26 26.121(a)

Description: Date 04/30/2004

Failure to meet the limit for one or more permit parameter

Self Report?

(295064)

30 TAC Chapter 305, SubChapter F 305.125(1)

Citation:

TWC Chapter 26 26.121(a)

Description:

Failure to meet the limit for one or more permit parameter

Date 05/31/2004

(295066)

Self Report?

YES

Classification

Moderate

Citation:

30 TAC Chapter 305, SubChapter F 305.125(1)

TWC Chapter 26 26,121(a)

Description:

Failure to meet the limit for one or more permit parameter

Date 10/31/2004

(351963)

Classification

Moderate

Self Report? Citation:

30 TAC Chapter 305, SubChapter F 305.125(1)

TWC Chapter 26 26.121(a)

Description: Date 12/31/2004 Failure to meet the limit for one or more permit parameter

(381783)

Self Report? YES Classification

Moderate

Citation:

30 TAC Chapter 305, SubChapter F 305.125(1)

TWC Chapter 26 26.121(a)

Description:

Failure to meet the limit for one or more permit parameter

Date 01/10/2005 (345865)

YES

Self Report?

NO

Classification

Classification

Classification

Classification

Classification

Moderate

Moderate

Moderate

Moderate

Minor

∘ Moderate

Ramt Prov:

PERMIT PC 2(g)

Description:

Failure to contain wastewater from the acrylonitrile plant resulting in an

unauthorized discharge.

Self Report? NO

Ramt Prov: Description: PERMIT PC 2(g) Failure to contain steam condensate resulting in an unauthorized discharge along

Dock Road.

Self Report? NO

Rgmt Prov:

PERMIT PC 2(g)

Description:

Failure to contain steam condensate at the acrylonitrile dock in an unauthorized

discharge.

NO Self Report?

PERMIT PC 2(g)

Rqmt Prov: Description:

Failure to contain diesel and hydrocarbon resulting in an unauthorized discharge.

Self Report? NO

Rgmt Prov:

PERMIT M&RR

Description:

Failure to report TSS 40% noncompliances to the TNRCC within the required

notification period.

Self Report? NO Classification

Rqmt Prov:

PERMIT M&RR 2

Description:

Failure to perform total chlorine residual analysis using approved test procedures

specified in 30 TAC 319.11 - 319.12. Date 01/31/2005 (381780)

Self Report?

Classification

Citation:

30 TAC Chapter 305, SubChapter F 305.125(1)

TWC Chapter 26 26.121(a)

Description: Failure to meet the limit for one or more permit parameter

Date 02/28/2005

(381781)

Classification Self Report? Moderate

30 TAC Chapter 305, SubChapter F 305.125(1) Citation: TWC Chapter 26 26.121(a)

Failure to meet the limit for one or more permit parameter

Date 05/31/2005 (419611)

Description:

Self Report? Classification Moderate

Citation: 30 TAC Chapter 305, SubChapter F 305,125(1)

TWC Chapter 26 26.121(a)

Failure to meet the limit for one or more permit parameter Description:

Date 07/13/2005 (398792)

Classification Minor Self Report?

30 TAC Chapter 290, SubChapter D 290.42(d)(2)(E) Citation:

Description: Failure to provide an air gap on the filter-to-waste pipe.

Classification Minor Self Report? NO

30 TAC Chapter 290, SubChapter D 290.46(m) Citation:

Description: Failure to maintain the interior of the surface water treatment plant (the number 1 mix tank, the sedimentation basins, and the filters) and the interior of the ground storage

tank. This is a repeat violation from the February 18, 2003, investigation.

NO Moderate Self Report?

Citation: 30 TAC Chapter 290, SubChapter D 290.42(d)(10)(C)(iii)

Failure to provide a theoretical detention time of at least two hours in the solids contact Description:

(tube settler) clarifier.

Date 10/31/2005 (468291)

Classification Moderate Self Report?

30 TAC Chapter 305, SubChapter F 305.125(1) Citation:

TWC Chapter 26 26.121(a)

Description: Failure to meet the limit for one or more permit parameter Date 11/30/2005 (468292)

Classification Self Report? Moderate

30 TAC Chapter 305, SubChapter F 305.125(1) Citation:

TWC Chapter 26 26.121(a)

Failure to meet the limit for one or more permit parameter Description:

Date 12/31/2005 (468293)Classification Self Report? Moderate

30 TAC Chapter 305, SubChapter F 305.125(1) Citation:

TWC Chapter 26 26.121(a) Description: Failure to meet the limit for one or more permit parameter

Date 01/31/2006

Classification Moderate Self Report?

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)

Description: Failure to meet the limit for one or more permit parameter

TWC Chapter 26 26.121(a)

Date 02/28/2006 (498099)

Classification Self Report? YES Moderate

30 TAC Chapter 305, SubChapter F 305.125(1) Citation:

TWC Chapter 26 26.121(a)

Failure to meet the limit for one or more permit parameter Description: Date 03/31/2006 (498100)

Classification Self Report? Moderate

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) TWC Chapter 26 26.121(a)

Failure to meet the limit for one or more permit parameter Description:

Date 05/31/2006 (498102)

Self Report? Classification Moderate

30 TAC Chapter 305, SubChapter F 305.125(1) Citation:

TWC Chapter 26 26.121(a) Description: Failure to meet the limit for one or more permit parameter

Date 06/30/2006 (498103)

Classification Self Report? Moderate

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)

TWC Chapter 26 26.121(a) Failure to meet the limit for one or more permit parameter

Description: Date 07/21/2006 (481088)

Classification Minor Self Report?

Citation: 30 TAC Chapter 115, SubChapter D 115.352(4) 30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)

5C THC Chapter 382, SubChapter A 382,085(b)

Rgmt Prov:

OP O-01961 PA Permit 4351

Description:

Failure to equip open-ended lines with a cap, blind flange, plug, or a second valve for

lines in Volatile Organic Compound service.

Self Report?

Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)

30 TAC Chapter 122, SubChapter B 122,143(4)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT Db 60.43b(f)

5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov:

OP O-01961

PA Permit 2796A

Description:

Failure to conduct an alternate method of monitoring when the Continuous Emission

Monitoring System (CEMS) of Nitrous Oxides at the Number 7 Boiler was

malfunctioning. (544378)

Date 10/31/2006 Self Report?

Classification

Classification

Classification

Classification

Classification

Classification

Moderate

Moderate

Moderate

Moderate

Citation:

30 TAC Chapter 305, SubChapter F 305,125(1)

TWC Chapter 26 26,121(a)

Description:

Fallure to meet the limit for one or more permit parameter

Date 01/31/2007

(544377)

Self Report? Citation:

30 TAC Chapter 305, SubChapter F 305.125(1)

Description:

TWC Chapter 26 26.121(a) Failure to meet the limit for one or more permit parameter

Date 03/31/2007 (575121)

Self Report?

30 TAC Chapter 305, SubChapter F 305.125(1)

Citation:

TWC Chapter 26 26.121(a) Failure to meet the limit for one or more permit parameter

Description: Date 04/30/2007

(575122)

Self Report?

Citation:

30 TAC Chapter 305, SubChapter F 305.125(1)

TWC Chapter 26 26,121(a)

Description:

Failure to meet the limit for one or more permit parameter

Date 05/11/2007

(559579)

Self Report? Rgmt Prov:

PERMIT EL&MR 2

Description:

Failure by Lucite to properly operate units of conveyance. On 03/21/2007, effluent pH

was measured to be 9.06 SU at Outfall 008.

Self Report?

NO

Classification

Minor

Ramt Prov:

PERMIT OpR 1

Description:

Failure by Lucite International to properly maintain units of treatment. On 03/21/2007,

the Bio-Ox clarifier effluent weir was in poor condition, allowing short circuiting of the

Self Report?

NO

Classification

Moderate

Rqmt Prov:

PERMIT EL&MR 1, Outfall 101

Description:

Failure by Lucite International to discharge domestic wastewater plant effluent

compliant with the permitted single grab fecal coliform limitation of 800 colonies per

100 mls

Date 05/31/2007 (575123)

Self Report?

Classification

Moderate

Citation:

30 TAC Chapter 305, SubChapter F 305.125(1)

TWC Chapter 26 26.121(a)

Description:

Failure to meet the limit for one or more permit parameter

Date 06/14/2007

(559952)

Self Report?

Classification

Classification

Moderate

Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)

30 TAC Chapter 122, SubChapter B 122.143(4)

5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov:

OP 1961, General Terms and Conditions OP 1961, Special Terms and Conditions 16 PERMIT 4351, Special Condition 5.D.

Description: Self Report? Failure to perform weekly calibrations for hydrogen concentration on a flare.

Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)

30 TAC Chapter 122, SubChapter B 122.143(4) 5C THC Chapter 382, SubChapter A 382.085(b)

OP 1961, General Terms and Conditions Rqmt Prov:

OP 1961, Special Terms and Conditions 16

PERMIT 4351, Special Condition 5.D.

Description:

Self Report?

NO

Failure to maintain minimum natural gas flow to flare.

30 TAC Chapter 116, SubChapter B 116.115(c) Citation:

30 TAC Chapter 122, SubChapter B 122.143(4)

5C THC Chapter 382, SubChapter A 382.085(b)

OP 1961, General Terms and Conditions Rqmt Prov: OP 1961, Special Terms and Conditions 16

PERMIT 4351, Special Condition 5.D.

Failure to perform weekly calibration on natural gas flow meter of flare. Description: Classification Self Report? NO

Citation:

30 TAC Chapter 117, SubChapter C 117.413(b)

30 TAC Chapter 122, SubChapter B 122,143(4) 5C THC Chapter 382, SubChapter A 382.085(b)

OP 1961, General Terms and Conditions Rqmt Prov:

OP 1961, Special Terms and Conditions 6.F.

Failure to perform daily calibrations on a Continuous Emission Monitoring System Description:

(CEMS).

Date 06/30/2007 (575124)

Self Report?

Classification Moderate 30 TAC Chapter 305, SubChapter F 305.125(1)

Classification

Moderate

Moderate

Citation: TWC Chapter 26 26.121(a)

Failure to meet the limit for one or more permit parameter Description:

Date 09/30/2007 (607520)

Classification Self Report? Moderate

Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)

30 TAC Chapter 305, SubChapter F 305.125(1)

Description: Failure to meet the limit for one or more permit parameter

Date 12/14/2007 (597215)

Self Report? Classification Moderate

30 TAC Chapter 113, SubChapter C 113.100 Citation:

30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Part 63, Subpart A 63,11(b)(5)

5C THC Chapter 382, SubChapter D 382.085(b)

OP FOP O-01960 General Terms and Conditions Rqmt Prov:

OP FOP O-01960, Special Condition 19 OP FOP O-01960, Special Condition 1A PERMIT NSR Permit 1743, Special Condition 2 PERMIT NSR Permit 1743, Special Condition 9

Description: Failure to operate Flare ACR/FLR57 with a pilot flame present at all times.

Self Report? Classification Moderate

Citation:

Rqmt Prov:

30 TAC Chapter 115, SubChapter B 115.112(a)(1) 30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: OP FOP O-01960 General Terms and Conditions

> OP FOP O-01960, Special Condition 19 OP FOP O-01960, Special Condition 4

PERMIT NSR Permit 1743, Special Condition 13

Failure to maintain the water flow to scrubber ACR/ABS59. Description:

NO Classification Moderate Self Report?

30 TAC Chapter 116, SubChapter B 116.115(c) Citation:

> 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THC Chapter 382, SubChapter D 382.085(b) OP FOP 0-01960 General Terms and Conditions

OP FOP O-01960, Special Condition 19

PERMIT NSR Permit 1743, Special Condition 15 Description: Failure to perform the Second and Fourth Quarter 2005 CGAs of ACR/INC60.

Self Report? Classification Minor

Citation:

30 TAC Chapter 113, SubChapter C 113.130 30 TAC Chapter 115, SubChapter D 115.352(4) 30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)

5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: OP FOP O-01960 General Terms and Conditions

OP FOP O-01960, Special Condition 19 OP FOP O-01960, Special Condition 1E

PERMIT NSR Permit 1743, Special Condition 16E

PERMIT NSR Permit 1743, Special Condition 2

Description:

Failure to maintain a cap or plug on an open-ended line.

Self Report?

NO

Classification Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116,115(c)

30 TAC Chapter 122, SubChapter B 122.143(4)

5C THC Chapter 382, SubChapter D 382.085(b) Rqmt Prov: OP FOP O-01960 General Terms and Conditions

OP FOP O-01960, Special Condition 19

PERMIT NSR Permit 318, Special Condition 5 Description:

Failure to perform Audio, Visual and Olfactory (AVO) inspections for Ammonia (NH3)

leaks in EPN AMM/FDKAMB once per twelve hour shift.

Self Report? NO Classification

Classification

Moderate

Moderate

Moderate

Citation:

30 TAC Chapter 113, SubChapter C 113.120 30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4)

40 CFR Part 63, Subpart G 63.118(f)(1)

Rqmt Prov:

OP FOP O-01960 General Terms and Conditions

OP FOP O-01960, Special Condition 19 PERMIT NSR Permit 1743, Special Condition 2

Description:

Failure to include all daily averages of measured parameters in the HON Periodic

Report for the period of October 11, 2005 through April 10, 2006.

Self Report?

Citation:

NO

30 TAC Chapter 115, SubChapter B 115.112(a)(1) 30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov:

OP FOP O-01960 General Terms and Conditions

OP FOP O-01960, Special Condition 19 OP FOP O-01960, Special Condition 4

PERMIT NSR Permit 1743, Special Condition 10

Description:

Failure to maintain the water flow to scrubber ACR/ABS219.

Self Report?

Classification

NO Citation:

30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THC Chapter 382, SubChapter D 382.085(b) OP FOP O-01960 General Terms and Conditions

Rqmt Prov:

OP FOP O-01960, Special Condition 19 PERMIT NSR Permit 1743, Special Condition 12

Description:

Failure to maintain the operating parameter of the Oxygen concentration and to

continuously monitor the Oxygen concentration of the Unit ACR/INC60.

Self Report?

NO

Classification Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4)

5C THSC Chapter 382 382.085(b)

Rqmt Prov:

OP FOP O-01960 General Terms and Conditions

OP FOP O-01960, Special Condition 19

PERMIT NSR Permit 1743, Special Condition 8C

Description:

Failure to maintain the operaturing temperature of Vapor Combustor Unit ACR/VC51.

F. Environmental audits.

N/A

G. Type of environmental management systems (EMSs).

N/A

Η. Voluntary on-site compliance assessment dates.

١. Participation in a voluntary pollution reduction program.

N/A

J. Early compliance.

N/A

Sites Outside of Texas

N/A

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN	§	BEFORE THE
ENFORCEMENT ACTION	§	•
CONCERNING	§	TEXAS COMMISSION ON
E. I. DU PONT DE NEMOURS AND	§	
COMPANY	§	
RN100216035	§.	ENVIRONMENTAL QUALITY

#### AGREED ORDER DOCKET NO. 2007-2044-AIR-E

#### I. JURISDICTION AND STIPULATIONS

At its \_\_\_\_\_\_agenda, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding E. I. du Pont de Nemours and Company ("the Respondent") under the authority of TEX. HEALTH & SAFETY CODE ch. 382 and TEX. WATER CODE ch. 7. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent appear before the Commission and together stipulate that:

- 1. The Respondent formerly owned and operated a chemical plant at 5470 North Twin City Highway in Nederland, Jefferson County, Texas (the "Plant").
- 2. The Plant consists of one or more sources as defined in the TEX. HEALTH & SAFETY CODE § 382.003(12).
- 3. The Commission and the Respondent agree that the Commission has jurisdiction to enter this Agreed Order, and that the Respondent is subject to the Commission's jurisdiction.
- 4. The Respondent received notice of the violations alleged in Section II ("Allegations") on or about December 19, 2007.
- 5. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
- 6. An administrative penalty in the amount of Thirty Thousand Six Hundred Twenty-Five Dollars (\$30,625) is assessed by the Commission in settlement of the violation alleged in Section II ("Allegations"). The Respondent has paid Twenty-Four Thousand Five Hundred Dollars (\$24,500) of the administrative penalty and Six Thousand One Hundred Twenty-Five Dollars (\$6,125) is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Agreed Order. The deferred amount will be waived upon full compliance with the terms of this Agreed Order. If the Respondent fails to timely and satisfactorily comply with

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all requirements of this Agreed Order, the Executive Director may require the Respondent to pay all or part of the deferred penalty.

- 7. Any notice and procedures, which might otherwise be authorized or required in this action, are waived in the interest of a more timely resolution of the matter.
- 8. The Executive Director of the TCEQ and the Respondent have agreed on a settlement of the matters alleged in this enforcement action, subject to the approval of the Commission.
- 9. The Executive Director recognizes that the Respondent transferred operational control of the Plant to Lucite International, Inc. on December 1, 2005, and ownership of the Plant to Lucite International, Inc. on March 30, 2007.
- 10. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Agreed Order.
- 11. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.
- 12. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable.

#### II. ALLEGATIONS

As the former owner and operator of the Plant, the Respondent is alleged to have:

- 1. Failed to maintain minimum water flow rate to scrubber ACR/ABS61, in violation of 30 TEX. ADMIN. CODE §§ 113.120, 115.112(a)(1), 116.115(c), and 122.143(4), TEX. HEALTH & SAFETY CODE § 382.085(b), 40 CODE of FEDERAL REGULATIONS ("40 CFR") § 63.120(d)(5), and Federal Operating Permit ("FOP") O-01960, General Terms and Conditions ("GTC"), Special Conditions ("SC") 1A, 1E, 4, and 19, New Source Review ("NSR") Permit 1743, SC 2, and 10, as documented during an investigation conducted on November 5, 2007. The required operating water flow was determined to be 2,440 pounds per hour ("lbs/hr"). From April 24, 2005 through July 22, 2005, water flow to scrubber fell below the required operating parameter of 2,440 lbs/hr for 103 hours, and from October 14, 2005 through November 16, 2005 for 7 hours.
- 2. Failed to maintain minimum water flow rate to scrubber ACR/ABS156, in violation of 30 TEX. ADMIN. CODE §§ 113.120, 115.112(a)(1), 116.115(c), and 122.143(4), TEX. HEALTH & SAFETY CODE § 382.085(b), 40 CFR § 63.120(d)(5), and FOP O-01960, GTC, SC 1A, 1E, 4, and 19, NSR Permit 1743, SC 2, and 10, as documented during an investigation conducted on November 5, 2007. The required operating water flow was determined to be 9,026 lbs/hr. From July 2 through July 22, 2005, water flow to scrubber fell below the required operating parameter of 9,026 lbs/hr for 24 hours, and from October 15, 2005 through November 17, 2005, for 6 hours.

- 3. Failed to maintain minimum water flow rate to scrubber ACR/ABS159, in violation of 30 TEX. ADMIN. CODE §§ 113.120, 115.112(a)(1), 116.115(c), and 122.143(4), TEX. HEALTH & SAFETY CODE § 382.085(b), 40 CFR § 63.120(d)(5), and FOP O-01960, GTC, SC 1A, 1E, 4, and 19, NSR Permit 1743, SC 2, and 10, as documented during an investigation conducted on November 5, 2007. The required operating water flow was determined to be 1,302 lbs/hr. From July 19 through July 20, 2005, water flow to scrubber fell below the required operating parameter of 1,302 lbs/hr for 2 hours, and from October 13 through October 14, 2005, for 4 hours.
- 4. Failed to maintain minimum water flow rate to scrubber ACR/ABS216, in violation of 30 TEX. ADMIN. CODE §§ 113.120, 115.112(a)(1), 116.115(c), and 122.143(4), TEX. HEALTH & SAFETY CODE § 382.085(b), 40 CFR § 63.120(d)(5), and FOP O-01960, GTC, SC 1A, 1E, 4, and 19, NSR Permit 1743, SC 2, and 10, as documented during an investigation conducted on November 5, 2007. The required operating water flow was determined to be 2,000 lbs/hr. From July 18 through July 19, 2005, water flow to scrubber fell below the required operating parameter of 2,000 lbs/hr for 11 hours.
- 5. Failed to submit a semi-annual deviation report for the period of September 22, 2005 through October 10, 2005 within 30 days after the end of the reporting period, in violation of, 30 TEX. ADMIN. CODE §§ 122.143(4), and 122.145(2)(c), TEX. HEALTH & SAFETY CODE § 382.085(b), and FOP O-01950, GTC, and SC 2F, as documented during an investigation conducted on November 5, 2007.

#### III.DENIALS

The Respondent generally denies each allegation in Section II ("Allegations").

#### IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that the Respondent pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and the Respondent's compliance with all the terms and conditions set forth in this Agreed Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective action or penalties for violations, which are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: E.I. du Pont de Nemours and Company, Docket No. 2007-2044-AIR-E" to:

Financial Administration Division, Revenues Section Attention: Cashier's Office, MC 214 Texas Commission on Environmental Quality P.O. Box 13088 Austin, Texas 78711-3088

2. The provisions of this Agreed Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Plant operations referenced in this Agreed Order.

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- 3. This Agreed Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
- 4. This agreement may be executed in multiple counterparts, which together shall constitute a single original instrument. Any executed signature page to this Agreement may be transmitted by facsimile transmission to the other parties, which shall constitute an original signature for all purposes.
- 5. Under 30 TEX. ADMIN. CODE § 70.10(b), the effective date is the date of hand-delivery of the Order to the Respondent, or three days after the date on which the Commission mails notice of the Order to the Respondent, whichever is earlier. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties.

#### SIGNATURE PAGE

#### TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission	
For the Executive Director	Date 6 30 / 200 8

I, the undersigned, have read and understand the attached Agreed Order. I am authorized to agree to the attached Agreed Order on behalf of the entity indicated below my signature, and I do agree to the terms and conditions specified therein. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.

I also understand that failure to comply with the Ordering Provisions, if any, in this order and/or failure to timely pay the penalty amount, may result in:

- A negative impact on compliance history;
- Greater scrutiny of any permit applications submitted;
- Referral of this case to the Attorney General's Office for contempt, injunctive relief, additional penalties, and/or attorney fees, or to a collection agency;
- Increased penalties in any future enforcement actions;
- Automatic referral to the Attorney General's Office of any future enforcement actions; and
- TCEQ seeking other relief as authorized by law.

E. I. du Pont de Nemours and Company

In addition, any falsification of any compliance documents may result in criminal prosecution.

Signature

P-18-08

Date

Thomas C Davis

Name (Printed or typed)

Authorized Representative of

**Instructions**: Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Revenues Section at the address in Section IV, Paragraph 1 of this Agreed Order.

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